

REMARKS

The Amendments

In the interest of expediting allowance of this application, Claim 1 is amended to incorporate the subject matter of Claims 15 and 16. Consequently, Claims 15 and 16 are cancelled.

Claims 2, 4-13 and 17 are amended for consistency in wording and proper antecedent basis.

New Claim 18 is supported by, for example, paragraph [0013], and original Claim 14 of parent application, USSN 09/840,756, now U.S. Patent No. 6,753,067, which is incorporated by reference in the present application (see paragraph [0001]).

New Claim 19 is supported by, for example, paragraph [0013], and original Claim 15 of parent application, USSN 09/840,756.

New Claim 20 is supported by the application as filed, in particular, the disclosures in paragraphs [0007], [0026], [0033], [0039], [0040], Figures 1-3, and Table 1.

New Claim 21 is supported by the co-pending applications, USSN 09/518,488, which is incorporated by reference in the present application (see paragraph [0005]), at page 4, lines 11 to 18 and USSN 09/759,212, which is incorporated by reference in the present application (see paragraph [0005]), in Section III.

New Claim 22 is, at least, supported by the disclosure on page 4, lines 15-16 of USSN 09/518,488.

New Claim 23 is, at least, supported by the disclosure on page 16, lines 10-11 of USSN 09/518,488.

New Claim 24 is, at least, supported by Claims 21 and 25 of USSN 09/518,488 as filed.

No new matter is added in any of the amendments. The examiner is requested to enter the amendments and reconsider the application.

Response

1. 35 USC 103(a) Rejection

The Examiner rejected Claims 1-14 and 17 under 35 USC 103(a) as allegedly being unpatentable over Maruyama, *et al.* (US Patent No. 4,735,778). The rejection is overcome in view of the claim amendment.

In the interest of expediting allowance of this application, Applicants have amended Claim 1 to include the limitation of Claim 15 or 16 into Claim 1.

Claim 1, as amended, is directed to a display comprising partitioned cells, each of said cells comprising: a) partition walls formed from a composition comprising a cured radiation curable material and a rubber material; and b) a display fluid filled therein, wherein the display fluid is an electrophoretic fluid or a liquid crystal composition.

Maruyama, *et al.* discloses a microtiter plate containing a liquid sample, which induces a chemical or a biological reaction and results in color development (see Column 1, lines 10-21). Maruyama, *et al.* does not disclose a display containing a display fluid of an electrophoretic fluid or a liquid crystal composition.

Therefore, the 35 USC 103(a) rejection should be withdrawn.

2. Obviousness-Type Double-Patenting Rejection

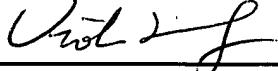
In the Office Action, the Examiner provisionally rejected Claims 1-17 for obviousness-type double patenting over Claims 1-17 of a co-pending application, USSN 09/840,756. The '756 application has issued as U.S. Patent No. 6,753,067. Applicants are submitting herewith a Terminal Disclaimer to overcome the double-patenting rejection.

CONCLUSION

Applicants believe that the application is now in good and proper condition for allowance. Early notification of allowance is earnestly solicited.

Respectfully submitted,

Date: July 1, 2004



Viola T. Kung (Reg. No. 41,131)

HOWREY SIMON ARNOLD & WHITE, LLP
301 Ravenswood Avenue
Box 34
Menlo Park, CA 94025
Ph. (650) 463-8181